

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

STATE OF IOWA ex rel.
THOMAS J. MILLER,
ATTORNEY GENERAL OF IOWA
99AG25112,

Plaintiff,

v.

AMERICANS WITH DISABILITIES,
LLC, an Arizona corporation;

DALE R. SIECK,
in his individual capacity and his corporate
capacity as manager/owner/agent of the
corporate defendant; and

JEFFREY A. BALKE,

Defendants.

Equity No. CE 68643

**CONSENT JUDGMENT AS TO
DEFENDANT JEFFREY A. BALKE**

On this 30th day of August, 2011, the Court, having been presented by

Assistant Attorney General Steve St. Clair with this Consent Judgment, finds and orders as follows:

1. Plaintiff State of Iowa ex rel. Thomas J. Miller, Iowa Attorney General, has filed a Petition in Equity against the above-captioned defendants pursuant to Iowa Code § 714.16 (2011), the Iowa Consumer Fraud Act. This Court previously approved and entered a Consent Judgment resolving this litigation as to Defendants Americans With Disabilities, LLC and Dale R. Sieck, but not as to the remaining Defendant, Jeffrey A. Balke. However, the Court is now presented with this Consent Judgment, which has been approved by Jeffrey A. Balke and would resolve this litigation as to him. For purposes of the remainder of this Consent Judgment,

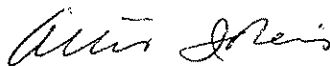
"Defendant" refers only to Defendant Jeffrey A. Balke.

2. The Court has jurisdiction of the parties and subject matter, and the Court finds that this Consent Judgment should be entered..

IT IS THEREFORE ORDERED pursuant to Iowa R. Civ. P. 1.1501 *et seq.* and the Iowa Consumer Fraud Act, Iowa Code § 714.16, that Defendant be and is hereby permanently restrained and enjoined from engaging in any course of advertising, solicitation, or sale directed to Iowa consumers (or directed to non-Iowans from a location in Iowa) that involves telemarketing, direct mail, or express or implied representations that sales or donations benefit the disabled or disadvantaged.

IT IS FURTHER ORDERED that, in addition to whatever other legal remedies may be available, a violation of this Consent Judgment constitutes a violation of the Iowa Consumer Fraud Act, Iowa Code § 714.16 (2011), and each violation by a Defendant of this Consent Judgment, if established by a preponderance of the evidence in a Consumer Fraud Act action by the Attorney General, gives rise to a presumptive civil penalty in the highest amount provided by that Act

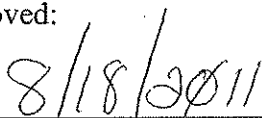
IT IS FURTHER ORDERED that the Court shall retain jurisdiction for purposes of enforcement of this Consent Judgment.



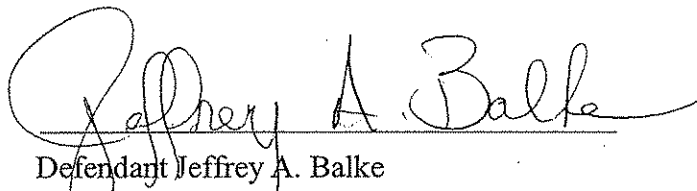
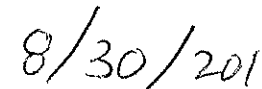
Judge, Fifth Judicial District of Iowa

Approved:

Date:



Date:



Defendant Jeffrey A. Balke



Steve St. Clair

Assistant Iowa Attorney General